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\*Voted admitted in Pennsylvania  
\*\*Admitted in Pennsylvania Only

December 3, 2010

By Fax and Regular Mail  
Jeff S. Jordan, Esquire  
Supervisory Attorney  
Complaints Examination & Legal Administration  
Office of the General Counsel  
Federal Election Commission  
999 B Street, N.W.  
Washington, DC 20463

Re: MUR 6400

Dear Mr. Jordan:

Our firm represents Representative John H. Adler, Richard J. Sexton, Esquire, and Geoff Mackler in connection with this proceeding before the Commission. Attached are Statements of Designation of Counsel for each of these individuals. Congressman Adler was an unsuccessful candidate for re-election in the November 2010 election. Mr. Sexton was Treasurer of the campaign. Mr. Mackler was the Campaign Manager. Please accept this letter as the initial response of these individuals to the Complaint (the "Republican Committee Complaint") filed by James K. Webber ("Webber"), Chairman of the New Jersey Republican State Committee.<sup>1</sup>

I have reviewed the November 16, 2010 response of the Camden County Democratic Committee, filed by William M. Tambussi, Esquire. For the convenience of the Commission, we incorporate the arguments made in Mr. Tambussi's submission concerning the legal insufficiency and factual inconsistency of the Republican Committee Complaint. While these arguments are

<sup>1</sup> This letter is offered solely for the purpose of assisting the FEC in attempting to resolve this matter. The CCDC does not consent to the disclosure of this letter to the Complainant or any other person, or to the use of this letter in any future adjudicatory proceeding.

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Jeff S. Jordan, Esquire  
December 2, 2010  
Page 2

alone sufficient to establish that there is no reason to believe any violation has been committed and that the Republican Committee Complaint should be dismissed, we write to make clear certain facts on behalf of our clients.

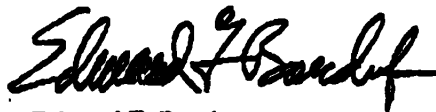
First, a thorough review of the Courier-Post newspaper article, which constitutes the entire basis for the Republican Committee Complaint, is based solely upon anonymous sources. Not a single identified individual is quoted in the article to establish any material fact. Thus, neither Webber nor the reporter who authored the article, nor any other identified person, has come forth with any information of any sort to establish any of the claims made in the Republican Committee Complaint. This alone is a basis to dismiss the complaint.

Second, Congressman Adler emphatically denies that he or his campaign was involved in supporting or promoting the candidacy of Peter DeStefano. Congressman Adler and his campaign did not support or assist the DeStefano campaign in any respect and Congressman Adler had no knowledge of any support provided to the DeStefano campaign by any Democratic Party personnel.

Finally, Congressman Adler emphatically denies the principal legal claims made in the Republican Committee Complaint. Neither he nor his campaign made any "in kind contributions" to DeStefano. There was no "coordination" of any activities between the Adler campaign and the DeStefano campaign.

Consequently, we ask that the staff determine that there is no basis for any further investigation and that the Republican Committee Complaint be dismissed.

Sincerely,



Edward F. Borden, Jr.

EFB/jla

Encl.

CLIENTS/Adler for Congress/J. Jordan for 2010.1202.epd

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Washington, DC 20463

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COUNSEL

**STATEMENT OF DESIGNATION OF COUNSEL**  
**Please use one form for each Respondent/Entity/Treasurer**  
**FAX (202) 219-9923**

**MUR #** 6400

**NAME OF COUNSEL:** Edward F. Borden, Jr., Esquire

**FIRM:** Earp Cohn P.C.

**ADDRESS:** 20 Brace Road, 4th Floor

Cherry Hill, NJ 08034

**TELEPHONE- OFFICE ( 856)** 354-7700

**FAX ( 856)** 385-7060 (direct)

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

11/11/10  
**Date**

[Signature]  
**Respondent/Agent - Signature**

Candidate  
**Title (Treasurer/Candidate/Owner)**

**NAMED RESPONDENT:** John H. Adler

**MAILING ADDRESS:** 14. Knightswood Drive  
**(Please Print)**

Marlton, NJ 08053

**TELEPHONE- HOME ( )** \_\_\_\_\_

**BUSINESS ( )** \_\_\_\_\_

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation

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COUNSEL



FEDERAL ELECTION COMMISSION  
998 E Street, NW  
Washington, DC 20463

STATEMENT OF DESIGNATION OF COUNSEL  
Please use one form for each Respondent/Entity/Treasurer.  
FAX (202) 219-5923

MUR# 6400

NAME OF COUNSEL: Edward F. Borden, Jr., Esquire

FIRM: Earp Cohn P.C.

ADDRESS: 20 Brace Road, 4th Floor

Cherry Hill, NJ 08034

TELEPHONE- OFFICE (856) 354-7700

FAX (856) 385-7060 (direct)

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

11/5/10  
Date

Richard J. Sexton  
Respondent/Agent-Signature

Treasurer  
Title (Treasurer/Candidate/Owner)

NAMED RESPONDENT: Richard J. Sexton

MAILING ADDRESS: 14 Knightswood Drive  
(Please Print)

Marlton, NJ 08053

TELEPHONE- HOME ( ) \_\_\_\_\_

BUSINESS (215) 575-4341

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(2)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation

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**OFFICE OF GENERAL  
 COUNSEL**

**STATEMENT OF DESIGNATION OF COUNSEL**  
**Please use one form for each Respondent/Entity/Treasurer.**  
**FAX (202) 218-3923**

**MUR #** 6400

**NAME OF COUNSEL:** Edward F. Borden, Jr., Esquire

**FIRM:** Earp Cohn P.C.

**ADDRESS:** 20 Brace Road, 4th Floor

Cherry Hill, NJ 08034

**TELEPHONE- OFFICE ( 856 )** 354-7700

**FAX (856 )** 385-7060 (direct)

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

11/7/10  
**Date**

[Signature]  
**Respondent/Agent-Signature**

Campaign Manager  
**Title (Treasurer/Candidate/Owner)**

**NAMED RESPONDENT:** Geoff Mackler

**MAILING ADDRESS:** 14 Knightswood Drive  
**(Please Print)**

Marlton, NJ 08053

**TELEPHONE- HOME** \_\_\_\_\_

**BUSINESS ( )** \_\_\_\_\_

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